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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: December 28, 2004 Name: Joseph F. Hetz

Signature:

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Ackeret

Appln. No.: 10/652,268

Filed: August 28, 2003

For: Multipurpose Hand-Held Implement of the
Pocket Knife Type

Attorney Docket No: 8338-28

Examiner: J. Smith

Art Unit: 3723

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Transmittal Letter (1 page in duplicate); First Supplemental Information Disclosure Statement (2 pages); Form PTO 1449 (4 pages); Cited References
- ☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
- ☐ Small Entity.
- ☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- ☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____).
- ☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+ \$360=	
					Total	\$		Total	\$

Fee payment:

- ☐ A check in the amount of \$_____ is enclosed.
- ☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
- ☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- ☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

Date

Joseph F. Hetz (Reg. No. 41,070)



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Date of Deposit

Joseph F. Hetz - Reg. No. 41,070

Name of Applicant, Assignee or
Registered Representative

Signature

Our Case No. 8338-28

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
Ackeret)	
Serial No.:)	Examiner: J. Smith
10/652,268)	
Filed:)	Group Art Unit: 3723
August 28, 2003)	
For:)	
Multipurpose Hand-Held)	
Implement of the Pocket Knife)	
Type)	

FIRST SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

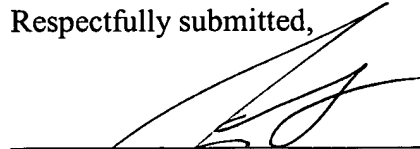
Pursuant to the obligation under 37 C.F.R. § 1.56 and in conformance with 37 C.F.R. §§
1.97-1.99, Applicant hereby submits documents A1-A135 listed on the attached form PTO-1449
for consideration by the Examiner. Copies of the non-patent references are enclosed herewith.

The filing of this Information Disclosure Statement does not constitute an admission that
the information cited herein is, or is considered to be, material to patentability as defined in 37
C.F.R. § 1.56(b). Further, Applicant reserves the right to contest that any of these documents is

prior art against the present application.

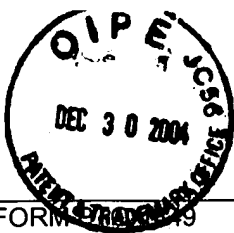
Dated: December 28, 2004

Respectfully submitted,



Joseph F. Hetz
Reg. No. 41,070
Attorney for Applicant

BRINKS HOFER
GILSON & LIONE
P.O. Box 10395
Chicago, Illinois 60610
(312) 321-4719



FORM 1700-19	SERIAL NO. 10/652,268	CASE NO. 8338-28
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE August 28, 2003	GROUP ART UNIT 3723
(use several sheets if necessary)	APPLICANT(S): Ackeret	

REFERENCE DESIGNATION

U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A1	400,987	04/1889	Wilzin		
	A2	492,084	02/1893	Brigham		
	A3	533,219	01/1895	Hardy		
	A4	551,052	12/1895	Shonnard et al.		
	A5	563,305	07/1896	Paffrath		
	A6	616,689	12/1898	Ruettgers		
	A7	662,005	11/1900	Lewis		
	A8	689,513	12/1901	Papendell		
	A9	698,080	04/1902	Treas		
	A10	749,230	01/1904	Severance		
	A11	790,432	05/1905	Heilrath		
	A12	857,459	06/1907	Hendrickson		
	A13	1,234,345	07/1917	Keeran		
	A14	1,412,373	04/1922	Shields		
	A15	1,431,835	10/1922	Neft		
	A16	1,451,607	04/1923	Bates		
	A17	1,603,914	10/1926	Hermann		
	A18	1,647,405	11/1927	Giesen		
	A19	1,965,291	07/1934	Kowald		
	A20	2,199,430	05/1940	Greve		
	A21	2,250,290	07/1941	Berg		
	A22	2,264,322	12/1941	Maynard		
	A23	2,316,246	04/1943	Hyatt		
	A24	2,416,277	02/1947	Siegel		
	A25	2,486,500	11/1949	Shocket		
	A26	2,601,999	07/1952	Sly		
	A27	2,726,393	12/1955	Vogel		
	A28	2,808,646	10/1957	Lohr, Jr. et al.		
	A29	3,315,295	04/1967	Jeter, Jr. et al.		
	A30	3,640,443	02/1972	Itagaki		
	A31	3,907,190	09/1975	Mitsubishi		
	A32	3,951,325	04/1976	Mitsubishi		
	A33	4,002,281	01/1977	Hsu		
	A34	4,040,556	08/1977	Dahle		
	A35	4,114,793	09/1978	Hsu		
	A36	4,240,572	12/1980	Mitsubishi		
	A37	4,243,168	01/1981	Balma		
	A38	D259,596	06/1981	Gray		

EXAMINER	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1449	SERIAL NO. 10/652,268	CASE NO. 8338-28
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE August 28, 2003	GROUP ART UNIT 3723
(use several sheets if necessary)		APPLICANT(S): Ackeret

REFERENCE DESIGNATION U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A39	4,288,018	09/1981	Taniguchi		
	A40	D262,585	01/1982	Anema		
	A41	4,491,261	01/1985	Mitsubishi		
	A42	4,640,451	02/1987	Steiner et al.		
	A43	4,719,700	01/1988	Taylor, Jr.		
	A44	4,727,610	03/1988	Lin		
	A45	4,729,170	03/1988	Hartmeister		
	A46	4,779,785	10/1988	Amagaya		
	A47	4,783,867	11/1988	Tsao		
	A48	4,794,692	01/1989	Wang		
	A49	4,811,486	03/1989	Cunningham		
	A50	D302,102	07/1989	Amagaya		
	A51	D308,462	06/1990	Komatsu		
	A52	D316,932	05/1991	Escher, Jr.		
	A53	D318,070	07/1991	Amagaya		
	A54	5,027,994	07/1991	Lee		
	A55	D321,637	11/1991	Chan		
	A56	5,114,257	05/1992	Hsu		
	A57	5,184,765	02/1993	Orozco		
	A58	D336,415	06/1993	Cheng		
	A59	5,331,741	07/1994	Taylor, Jr.		
	A60	5,584,124	12/1996	Marthaler et al.		
	A61	5,626,275	05/1997	Chen		
	A62	D380,900	07/1997	Pearson et al.		
	A63	5,655,697	08/1997	Yeh		
	A64	D402,313	12/1998	Tzeng		
	A65	D407,432	03/1999	Tell		
	A66	5,896,665	04/1999	Harris		
	A67	D409,385	05/1999	Pearson et al.		
	A68	5,911,761	06/1999	Tilley		
	A69	D415,201	10/1999	Leins		
	A70	5,960,498	10/1999	Nabors et al.		
	A71	D414,935	10/1999	Bould		
	A72	5,979,734	11/1999	Chang		
	A73	6,009,582	01/2000	Harrison et al.		
	A74	6,038,723	03/2000	Nabors et al.		
	A75	D425,125	05/2000	Leins		
	A76	D427,764	07/2000	Conway		
	A77	6,105,189	08/2000	Nabors et al.		
	A78	D430,393	09/2000	Conway		

EXAMINER	DATE CONSIDERED
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FORM PTO-1449	SERIAL NO. 10/652,268	CASE NO. 8338-28
LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT	FILING DATE August 28, 2003	GROUP ART UNIT 3723
(use several sheets if necessary)	APPLICANT(S): Ackeret	

REFERENCE DESIGNATION U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	NAME	CLASS/ SUBCLASS	FILING DATE
	A79	D434,073	11/2000	Leins		
	A80	D434,796	12/2000	Coleman		
	A81	D436,130 S	01/2001	Leins		
	A82	D437,615 S	02/2001	Leins		
	A83	D441,020 S	04/2001	Leins		
	A84	6,233,769 B1	05/2001	Seber et al.		
	A85	D448,410 S	09/2001	Leins		
	A86	6,286,745 B1	09/2001	Ackeret		
	A87	D451,674 S	12/2001	Leins		
	A88	D460,339 S	07/2002	Lin		
	A89	D463,494 S	09/2002	Mori		
	A90	6,460,433 B1	10/2002	Ackeret et al.		
	A91	D464,679 S	10/2002	Leins		
	A92	6,493,893 B1	12/2002	Ackeret		
	A93	D472,931 S	04/2003	Leins		
	A94	D474,507 S	05/2003	Leins		
	A95	6,708,360 B2	03/2004	Ackeret		
	A96	D493,837 S	08/2004	Leins		
	A97	2001/0037528A1	11/2001	Ackeret		
	A98	2004/0034937A1	02/2004	Ackeret		

FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER <small>Number-Kind Code (if known)</small>	DATE	COUNTRY	CLASS/ SUBCLASS	TRANSLATION YES OR NO
	A99	EP 0 306 678 A2	03/1989	Europe		
	A100	EP 0 783 938 A2	07/1997	Europe		
	A101	P.A. 190350-3458	06/1958	Germany		
	A102	DT 26 25 749 A1	12/1977	Germany		
	A103	DE 35 38 596	05/1987	Germany		
	A104	DE 40 21 645 A1	02/1991	Germany		
	A105	DE 41 10 688 A1	09/1991	Germany		
	A106	DE 195 27 859 A1	01/1997	Germany		
	A107	JP 41-22884	11/1941	Japan		
	A108	JP 53-71379	06/1978	Japan		
	A109	JP 53-71380	06/1978	Japan		
	A110	JP 2-19484	02/1990	Japan		
	A111	JP 08-112781A	05/1996	Japan		
	A112	GB 19 327	09/1896	United Kingdom		
	A113	GB 10 067	04/1897	United Kingdom		
	A114	GB 140 515	12/1918	United Kingdom		

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	A115	GB 2 186 227 A	08/1987	United Kingdom		
	A116	GB 2196896 A	04/1988	United Kingdom		
	A117	WO 84/01739	05/1984	WIPO		
	A118	WO 86/01449	03/1986	WIPO		
	A119	WO 94/17963	08/1994	WIPO		
	A120	WO 95/1113	04/1995	WIPO		
	A121	WO 97/04924	07/1996	WIPO		
	A122	WO 98/32570	07/1998	WIPO		
	A123	DE 197 45 799 A1	07/1998	Germany		
	A124	DE 31 39 995 A1	04/1983	Germany		
	A125	G 93 01 374.4	05/1993	Germany		
	A126	819 542	11/1951	Germany		
	A127	WO 03/074235	09/2003	WIPO		
	A128	WO 02/00067	01/2002	WIPO		
	A129	WO 02/00397	01/2002	WIPO		
	A130	69091	08/2003	OAMI		

EXAMINER INITIAL	OTHER ART – NON PATENT LITERATURE DOCUMENTS <small>(Include name of author, title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.)</small>	
	A131	Brochure, "Wenger. The Genuine Swiss Army Knife", 27 pages, date unknown.
	A132	Brochure, "Wenger. The Genuine Swiss Army Knife™", 8 pages, date unknown.
	A133	Six photographs showing top, bottom, left-side, right-side, front, and rear views of "MoMA PLUS" device, date unknown.
	A134	WIPO International Designs Bulletin Issue No. 01/1997 (DM/038962), published March 27, 1997.
	A135	WIPO International Designs Bulletin Issue No. 07/1998 (DM/044810), published October 30, 1998.

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